

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

NORTHWEST SHEET METAL
WORKERS ORGANIZATIONAL TRUST,
et al.,

Plaintiffs,

v.

CRESCENT MECHANICAL INC., et al.,

Defendants,

v.

BANK OF AMERICA,

Garnishee-Defendant.

CASE NO. 2:24-mc-00019-LK

ORDER DENYING APPLICATION
FOR WRIT OF GARNISHMENT

This matter comes before the Court on Plaintiffs' Application for Writ of Garnishment. Dkt. No. 1. The Court denies the application without prejudice because the application fails to comply with Chapter 6.27 of the Revised Code of Washington. *See Watkins v. Peterson Enters., Inc.*, 973 P.2d 1037, 1043 (Wash. 1999) ("Garnishment is a statutory remedy that requires strict adherence to the procedures expressly authorized by statute.").

1 For example, an affidavit in support of an application for a writ of garnishment must state,
2 among other things, the following facts:

3 [1] the plaintiff has reason to believe, and does believe that the garnishee, stating
4 the garnishee's name and residence or place of business, is indebted to the
5 defendant in amounts exceeding those exempted from garnishment by any state or
6 federal law, or that the garnishee has possession or control of personal property or
effects belonging to the defendant which are not exempted from garnishment by
any state or federal law; and [2] whether or not the garnishee is the employer of the
judgment debtor.

7 Wash. Rev. Code § 6.27.060(3)–(4). Plaintiffs' affidavit does not adequately state such facts. *See*
8 Dkt. No. 1 at 2. In addition, the Court notes that a writ of garnishment directed to a bank that
9 maintains branch offices must "identify either a particular branch of the financial institution or the
10 financial institution as the garnishee defendant." Wash. Rev. Code § 6.27.080(1). There may be
11 other shortcomings in Plaintiffs' application, but the Court need not examine it further.

12 Accordingly, the Court denies the application for a writ without prejudice. Plaintiffs may
13 file an amended application within 14 days of the date of this Order. If the Court does not receive
14 an amended application by that date, it will direct the Clerk to close this matter.

15 Dated this 1st day of April, 2024.

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17 Lauren King
18 United States District Judge
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